

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Social Welfare Department - The Andhra Pradesh Prevention of Begging Rules, 2010 - Final Notification - Issued.

SOCIAL WELFARE (BUDGET) DEPARTMENT

G.O.Ms.No. 26

Dated.29 -03-2010.

Read the following:-

1. G.O.Ms.No.90, Social Welfare (Budget.2) Dept., dated.13-12-2005.
2. G.O.M s.No.8, Social Welfare (Budget.2) Dept., dated.10-3-2006.

ORDER:

The following Notification shall be published in the Extra-ordinary issue of Andhra Pradesh Gazette, dated.31-03-2010.

NOTIFICATION

2. In exercise of the powers conferred by sub-section (1) of section 33 of the Andhra Pradesh Prevention of Begging Act, 1977 (Andhra Pradesh Act 12 of 1977) the Governor of Andhra Pradesh hereby makes the following rules, the same having been previously issued in G.O.Ms.No.8, Social Welfare (Budget.2) Department, dated.10-3-2006 and published in the rules Supplement to Part-I Extraordinary issue of the Andhra Pradesh Gazette No.18, dated 17th March, 2006 as required under sub-section (1) of Section 33 of the said Act, and after having considered the objections and suggestions received with respect thereto:-

Chapter-I

1. SHORT TITLE:

These Rules may be called the Andhra Pradesh Prevention of Begging Rules, 2010.

2. DEFINITIONS:

(1) In these rules, unless the context otherwise requires:-

(a) "Act" means the Andhra Pradesh Prevention of Begging Act,1977;

(b) 'Authorized Officer' means any Police Officer, not below the rank of a Sub Inspector of Police or any Revenue Officer not below the rank of a Tahsildar or District Probation Officer and the Probation Officers who are empowered to round up child beggars and produce them before the appropriate body or any other officer authorized by the Government to arrest a person who is found Begging or maintaining Beggars in contravention of the provisions of the Act.

(c) "Certified institution" means, " Any institution called **Special Home** or work centre".

(d) "Child" means a person who has not completed sixteen years of age.

(e) "Designated Officer" means the Municipal Commissioner of the respective Municipality in municipal areas and the Deputy Director (Social Welfare) in respect of other areas in the district.

(f) "Receiving Centre" or "Relief Centre" means a certified institution by the Government, which may be a home maintained by the Social Welfare

or Municipal Administration Department or any institution run by a Non-Governmental Organization, where the beggars, identified by an Authorized Officer, will be rehabilitated.

(g) "Receiving Officer" means the person authorized to run the certified institution whether called as Superintendent / Warden / In-charge of a certified institution or Home run by Government or Non Governmental Organisation (NGO), where the beggars are brought to the certified institutions by the Authorized Officers.

2. Words and expressions used but not defined in these rules shall have the same meaning respectively assigned to them in the Act.

3. Begging in a public place is an offence:

Begging in a public place is an offence. Any person who is found begging in a public place shall be punishable under Section 27 of the Act or the rules made there under.

Chapter-II

4. ARREST OF BEGGARS AND THE PROCEDURE FOR COMMITTING THEM TO CERTIFIED INSTITUTIONS:

(1) Any Authorized Officer may arrest without warrant any person who is begging in a public place. The Municipal Commissioner/Local Body shall provide necessary assistance to the authorized officer in identification of beggars, arresting them and to produce before the Court. Necessary official machinery and transport may be provided by the local bodies, to the authorized officer wherever required. The person so arrested may be informed as soon as may be, the grounds of such arrest and shall be produced within a period of 24 hours of such arrest excluding the time necessary for the journey from the place of arrest to the Court, together with a report explaining the circumstances under which the arrest was made.

(2) The Court shall, as soon as may be, order the person to be taken before a Medical Officer, not below the rank of an Assistant Civil Surgeon and the medical officer shall, after examining such person, prepare and forward a medical report to the Court regarding the age and physical capacity for ordinary manual labour of such person.

(3) The Medical officer referred to in sub rule (2) shall state in the medical report referred to therein, inter alia, the following details in a Health Register maintained by him:

- (a) The age and sex of the person;
- (b) Whether the person is suffering from leprosy or any other, communicable disease other than leprosy;
- (c) Whether the person is an idiot or of unsound mind;
- (d) The general state of health and bodily condition of the person and for which kind of work, if any, he is fit.
- (e) Those requiring medical treatment shall be attended to by the Medical Officer in the centre or sent to any Government Hospital;
- (f) The health of every inmate shall be examined by the Medical Officer once in every fortnight and the result thereof noted in the history report of the inmate.

5. Summary Enquiry by the Court

(1) The Court after receipt of the medical report make a summary enquiry into the facts and circumstances of the case and also age, character and the physical capacities for ordinary manual labour of the person produced before it.

(2) During such inquiry, the Court shall explain to such person the facts alleged against him in the report of the Authorized Officer and record any statement which he may wish to make with reference thereto.

(3) If such person disputes the correctness of the report of the authorized officer in any material respect, the Court shall proceed, as early as may be, in accordance with the procedure laid down for trial of summons cases in the Code of Criminal Procedure, 1973.

(4) If the inquiry cannot be completed forthwith, the Court may adjourn it, from time to time and order the person to be remanded to place and custody as may be convenient.

(5) For the purpose of inquiry, the Court may examine the Medical Officer as a witness and shall reduce the examination to writing.

6. Orders of the Court on completion of enquiry

(1) If on completion of the inquiry, the Court is satisfied that the person was not guilty of offence punishable under the Act, it shall order that such person shall be released forthwith

(2) If on completion of the inquiry, the Court is satisfied that person is guilty of the offence under the Act, it shall record a declaration that the person is a beggar and shall make further orders as provided in sub-rules (3) or (4) or (5) as the case may be, and person to be taken before the Medical Officer.

(3) If the Court finds that the person who is declared as beggar under sub-rule (2) is a child, it may, subject to the provisions of Section 7, deal with the case in any manner specified in Section 28 of the Andhra Pradesh (Andhra Area) Children. Act 1920, in accordance with provisions of that Act.

(4) If the Court finds that the person who is declared as beggar under sub-rule (2) has completed sixteen years of age and is physically capable of ordinary manual labour, it may, instead of sentencing him under Section 27 of the Act order his detention in a workhouse for a specified period not less than one year but not exceeding three years;

Provided that if the Court is satisfied that the person declared as a beggar under sub-rule (2) is not likely to beg again, it may;

(i) instead of releasing him on probation of good conduct under clause (ii) release such person after due admonition on his giving an undertaking in writing that he will not again commit an offence under section 3 of the Act.

(ii) direct that he be released on his entering into a bond with or without sureties to appear and receive sentence when called upon during such period as the court may direct and in the mean time to be of good behavior.

(5) If the Court finds that the person who is declared as beggar under sub-rule (2), has completed sixteen years of age but is not physically capable of ordinary manual labour, it may instead of sentencing him under section 27, of the Act order his detention in a special home for such period as the Court may deem fit.

7. Search of beggars received in certified institution:

(1) Beggars who are not immediately released by the Designated Officer shall be searched in his presence and any cash or other valuables found with them shall be taken for safe custody and noted in a Register of properties

(2) The competent authority to take safe custody of a Beggar is the Superintendent / Warden / in-charge of the Home or Institution run by the Government / Non Governmental Organisation after receiving the Beggars from the Designated Officer who will issue a safe custody certificate and record belongings / properties if any pertain to the beggars in the registers maintained at the institution / home.

(3) A format for a safe custody certificate and proforma of register of properties is furnished below.

Format of a Safe Custody Certificate.

From

The Superintendent / Warden / In-charge
of the Certified institution.

To

The Authorized Officer,

Place :
Division :
District :

This is to certify that Sri / Smt. / Master
S/o / D/o. _____ a
native of _____ found begging in
_____ Place and referred to this certified institution by
_____ and the same person is admitted on
_____ and kept in the safe custody of the Institution
and necessary food, accommodation and medical treatment etc. will be provided
to him and technical skills / ordinary skills will be imparted to eke out his
livelihood and to stand on his feet.

Signature of the Superintendent / Warden
In-charge of the institution

Place :
Date :

Proforma of “Register of properties”

S. N o.	Name of the Beggar.	Fathe r’s name	Date of admi ssion	Na- tive villa ge & addr ess	Nature of elongings			Recei ver’s signa ture & date.	Date of disch arge	Date of handi ng over of belon gings	Re mar ks
					Cash	Gold orna ment s	Other belon gings				

8. Accommodation of Beggars etc.

(1) The Designated Officer shall make all necessary arrangements for feeding, accommodation and medical treatment required to the beggars during the time of their retention in the Center and sending them to the Court, Hospital and Relief Center.

(2) The Receiving Officer shall also attend and aid the Court in dealing with the cases of beggars produced before it for enquiry and orders.

(3) Whenever a beggar is sent to a Relief Center by a Designated Officer, the person in charge shall enquire into the particulars to be recorded in an Inmate Register.

(4) The particulars contained in an extract of the property Register sent from the Receiving Centre with the beggar concerned shall be verified and transferred to a Register of the properties and Income. A proforma of Register to enter the income particulars of the persons kept in the Relief Centre, is given below.

S.No.	Name of the person kept in the Relief Centre	Nature of work attended	No. of hours worked.	Income earned	Amount utilized if any	Balance available
				Rs.	Rs	Rs
					.	.

(5) After the preliminaries are over, each inmate shall be given a disinfectant bath and immediately supplied with clothing, the clothing worn by him at the time being destroyed, if it is in rags or in a filthy or shabby condition.

(6) The beggars identified/arrested may be classified into the following categories with the help of a Medical Officer, wherever it is required;

- (a) Diseased and Leprosy effected
- (b) Disabled
- (c) Mentally unsound
- (d) Minors, child beggars and street children.
- (e) Aged
- (f) Able bodied
- (g) Any other

Males, females and children and each group shall, as far as possible, be accommodated separately from the rest. Care shall be taken that inmates suffering from the infectious disease do not mingle with others.

(7) In case of able bodied adult beggars, some of them are destitute, while others may still be staying with their families. In either of those situations, anti- beggary regulations shall be enforced strictly and severely.

(8) The Officer-in-charge shall see that every beggar is provided prescribed diet at prescribed times, three times a day.

(9) In the case of sick persons the diet may be altered either in regard to the scale or ingredient on the advice of the Medical Officer and the fact recorded in the History Report.

(10) The superintendent/Warden/In-charge of the "Ashraya Home" shall personally supervise the distribution of food to each inmate.

(11) The food shall be cooked under the supervision of one of the staff who shall be detailed for the work by a person In-charge.

(12) The person In-charge shall also visit the kitchen at least once a day and see that the place and utensils are kept clean and tidy and that the cooking is done with care and in time.

(13) Every beggar shall get the following articles of clothing and bedding for his use;

Male-2 pairs of dresses.

Female-2 Sarees with petticoats, blouses and Bedding Material

One blanket, two bed sheets, one mat, one pillow.

The above are to be provided once in every year.

(14) All inmates except the sick shall bath every day. Every male member shall be provided cosmetic charges of Rs.50 per month for purchase of soaps and oils in addition to an amount of Rs.5 per month for barber charges.

(15) Every female member shall be provided cosmetic charges of Rs.75 per month for purchase of soaps, oils etc.

(16) The Officer-in-charge shall see that every inmate keeps himself as well as the clothing, bedding and other articles given to him neat and tidy.

(17) Every inmate shall wash his own clothing at least once in a week usually on Sundays and at such other times officer-in-charge may direct. In special cases, however, when any inmate is physically unable to do so, it shall be arranged to have it done by the staff of the Centre.

(18) Such inmate whom the officer-in-charge considers fit for work, shall do the work allotted to him. In allotting work due regard shall be paid to any ailment from which an inmate may be suffering.

(19) Arrangements shall be made to impart elementary education, training in arts and crafts, training in agriculture and poultry, establishment of an industry and primary education to the inmates.

(20) Daily hours of work shall not exceed six and the wages earned by an inmate under a system of wages prescribed by separate rules shall be deposited and paid to him at the time of discharge.

Chapter-III

9. Certified Institutions:

(1) Certified Institutions are to be established as permitted in section 11 and 12 of the Act.

(2) The Government shall establish and maintain one or more Work-Houses and one or more Special Homes at such place or places as they think fit; or may certify any Institution not established and maintained by the Government, to be a work House or Special Home for the purpose of this Act.

(3) Separate accommodation for males and females shall be provided in each such Certified Institutions.

(4) Every Certified Institution shall be under the charge of a Superintendent who shall exercise such powers and perform such functions as are assigned to him by or under this Act,

(5) Every Certified Institution may, for general public and uplift of its inmates provide the following.

(i) Training in arts and crafts;

(ii) Training in agriculture and poultry;

- (iii) Establishment of an industry;
- (iv) Primary education;
- (v) Education in morals and conduct in every day life;
- (vi) Health and medical care.
- (vii) Every inmate shall be issued with oil, soap, and other materials as per the following scales.

Boys

- 1). Coconut oil for grooming the hair ---- 100 gms per month
- 2). Carbolic soap (125 gms) ---- 1 per month.
- 3). Tooth powder (Colgate) ---- 30 gms per month.
- 4). Tooth brush & Tongue cleaner ---- 1 each per 3 months.
- 5). Shampoo 8 ml sachet ---- 1 on Sunday.
- 6). Washing soap (125 gms) ---- 1 per month.

Girls

- 1). Coconut oil for grooming the hair ---- 50 gms per week
- 2). Carbolic soap (125 gms) ---- 2 per month.
- 3). Tooth powder (Colgate) ---- 30 gms per month.
- 4). Tooth brush & Tongue cleaner ---- 1 each per 3 months.
- 5). Shampoo 8 ml sachets ---- 2 on Sunday.
- 6). Washing soap (125 gms) ---- 2 per month.

Chapter-IV

10. Procedure on order of Detention or sentence of imprisonment:

(1) When a person has been ordered to be detained in a Certified Institution the Court which ordered the detention shall forthwith forward him to the nearest Certified Institution with a copy of the order of detention and the person shall there upon be handed over to the custody of the Superintendent of the Institution, who shall detain him in the Institution.

(2) When any such person has been sentenced to imprisonment, the Court passing the sentence of imprisonment, shall forthwith forward a warrant to a jail in which he is to be confined and shall forward him to such jail with the warrant together with a copy of the order of detention. After the sentence of imprisonment is fully executed, the officer executing it shall, if detention in a Certified Institution for any period remains to be undergone by such person, forward him forthwith together with the copy of the order of detention to the nearest Certified Institution.

CHAPTER-V

11. DISTRICT AND LOCAL ADVISORY COMMITTEES AND PREVENTIVE MEASURES:

(1) Constitution of District Advisory Committee:

A District Advisory Committee may be constituted in every District with the following members namely:

- | | | |
|--|---|---------------------|
| (a) Collector and District Magistrate | - | Chairman |
| (b) Superintendent of Police | - | Member |
| (c) Chief Executive Officer (ZPP) | - | Member |
| (d) All Municipal Commissioners | - | Members |
| (e) Deputy Director (Social Welfare) | - | Member/
Convener |
| (f) District Medical & Health Officer | - | Member |
| (g) District Women and Child Welfare Officer | - | Member |
| (h) Two Non-Governmental Organisations in
the concerned fields | - | Member |
| (i) District Leprosy Officer | - | Member |
| (j) Assistant Director (Disabled Welfare) | - | Member |
| (k) District Probation Officer | - | Member |
| (l) Two other persons nominated by each local authority for whose
local area the Certified Institutions are established or certified. | | |

(2) Local Advisory Committee at the Revenue Division Level:

A Local Advisory Committee may be constituted in every Revenue Division with the following members namely:

- | | | |
|--|---|----------------------|
| (a) Revenue Divisional Officer | - | Chairman |
| (b) Sub Divisional Police Officer | - | Member |
| (c) Municipal Commissioners in the Division | - | Member |
| (d) Assistant Social Welfare Officer | - | Member /
Convener |
| (e) Deputy District Medical & Health Officer | - | Member |
| (f) Additional District Probation Officer | - | Member |
| (g) Mandal Revenue Officer of the Revenue Dept. | - | Member |
| (h) Mandal Praja Parishad Development Officer | - | Member |
| (i) Two Non Governmental Organisations in the
concerned field | - | Member |

12. FUNCTIONS AND POWERS OF THE ADVISORY COMMITTEES:

The functions to be performed and the powers to be exercised by the District and Local Advisory Committees shall include, the following:

(1) The survey of Beggars is to be conducted by the Municipal Commissioner of the concerned Municipality in the urban Area and the Mandal Praja Parishad Development Officer with the assistance of the Village Secretaries at the village level. The District Advisory Committee headed by the District Collector has to take up a consolidated effort to provide rehabilitation and other measures. The Deputy Director, Social Welfare, has to provide the necessary funds for the identification and rehabilitative Scheme. Each District shall identify the number of beggars category wise, and the areas where the beggary is prevalent in the District.

(2) Identify the areas and public places i.e., public street, traffic junctions, places of public conveyance like Bus Stations, premises of Railway Stations, within the public transport, like Buses, Railway Carriages and public places where the beggars take shelter, in municipal and gram Panchayat areas, where begging is commonly found.

(3) The District Collector along with the members of the District Advisory Committee shall work out and plan a strategy of rehabilitation for the beggars basing on the survey; for the beggars who are diseased, disabled and aged, as a majority of these beggars, constitute those that are deserted by their family members, are homeless and living on streets.

(4) The District and Local Advisory Committees may identify areas and gangs/persons involved in maintaining the groups of child beggars or street children, who will be encouraging the child beggars and street children to resort to begging, with an intention to exploit the children, and solicit or receive alms. The Government machinery and Authorized Officer shall take action to arrest them and produce them in the Court for taking criminal action against such persons.

(5) The District Advisory Committee can make recommendations to the Government to apply the provisions of the Act if required to any specified area.

(6) The beggars after identification by the Committee can be admitted in the child Beggar Homes maintained by the Social Welfare Department or Homes run by any Non Government Organisation (NGO) and provide vocational training and rehabilitative measures.

(7) The District Advisory Committee may also sanction the budget required to maintain child beggar homes run by the Social Welfare Department or Homes Specified from the Budget allotted to the Social Welfare Department. The Committee can also request the Government to consider to provide additional budget for the rehabilitative measures to prevent the begging in the District.

(8) The District Collector while Planning rehabilitation of the beggars, the suggestions given by the probation officers may be given importance.

(9) The services of the probation officers may be utilized in identifying areas, persons and gangs involved in maintaining the groups of child beggars and street children.

(10) The District level Committee may ask for a report about the releases of the religious mendicants before permitting them for collecting subscriptions for any public institution or for public good purpose or prior to issue of licenses, so that full information about the organization is available with the committee which will help the committee to grant license or to reject the same.

(11) The Deputy Director, Social welfare is the Member/Convenor of the District Advisory Committee and will carry out the policy and measures

approved by the District Advisory Committee subject to the general orders of the Government.

(12) The District/Local Advisory Committee or any member thereof may visit at all reasonable times and after due notice to the Superintendent of any Certified Institutions.

13. MEETINGS AND PROCEDURES:

(1) The District and Local Advisory Committee be convened for the transaction of ordinary business once in a quarter in the months of January, April, July and October.

(2) The Chairman of the District/ Local Advisory Committee will preside over all the meetings of the Committee and in his absence any member selected by the Chairman/Committee for the time being will do so.

(3) Every Member of the Committee will be given notice of an ordinary meeting at least 7 days before the commencement of the meeting.

(4) The Agenda of the meeting will be forwarded to the members at least 7 days before the meeting.

(5) Special Meeting of the Committee may also be convened by the Chairman at any time and notice will be accompanied by the Agenda of the special motions to be discussed there at.

(6) In the absence of any member, a nominated member selected by the Chairman may attend the meeting.

(7) All points of order relating to the admissibility of a subject for discussion or to the conduct of business at meetings will be decided by the Chairman and his decision shall be final.

(8) Any subject not disposed of at any original or adjourned meeting shall be deemed to have lapsed and may be brought up afresh again at any subsequent meeting.

(9) A copy of the minutes of each meeting shall be sent to each member as early possible after it is over.

(10) The Local Advisory Committee shall adopt rules similar to the above for holding its meeting and any modifications considered necessary therein may be made with the approval of the District Advisory Committee.

(11) The Local Advisory Committee also shall meet quarterly and carry out programmes given by the Government or District Advisory Committee. The budget received for the identification of the beggars and their rehabilitative measures shall be met from the budgets of Local bodies or Social Welfare Department.

(12) The minutes of the Local Advisory Committee Meeting shall be forwarded to the Chairman of the District Advisory Committee along with the action taken report for any further follow up action.

Chapter-VI

14. FORMATION OF A STATE COMMITTEE:

(1) In order to have a better coordination and implementation of the prevention of beggary in the State, a State Committee may be constituted with the following namely:

Chief Secretary

- Chairman

Principal Secretary, Home Department	-	Member
Principal Secretary, Social Welfare Dept.	-	Member/ Convener
Principal Secretary, Panchayat Raj Dept.,	-	Member
Principal Secretary, Medical & Health Dept.,		Member
Secretary, MA & UD Dept.,	-	Member
Principal Secretary, WD,CW & DW Dept.,	-	Member
Secretary, Finance Dept.,	-	Member

(2) The Committee will review once in 6 months the progress made in the implementation of the Act.

Chapter-VII

15. BUDGET:

(1) The Budget required for implementation of the prevention of Begging in the State is to be provided by the Government which in turn is to be released to the Commissioner, Social Welfare for effective implementation.

(2) The Commissioner, Social Welfare has to release the budget to the Deputy Director, Social Welfare of the District in order to submit to the District Advisory Committee for implementation of the programmes through the Local Advisory Committees to prevent begging in the District.

Chapter-VIII

16. INSTITUTIONS FOR IMPLEMENTATION OF RELIEF AND REHABILITATION:

(1) On receiving budget from the Commissioner, Social Welfare, the Deputy Director, Social Welfare shall submit to the Chairman / District Advisory Committee for its effective utilization in Child Beggar Homes run by the Government or Homes run by the Non Governmental Organisations (NGOs).

(2) The staff in-charge of the Child Beggar Home shall be assisted by a establishment and the strength of the staff shall be sanctioned by the Government. The staff of the Home shall carry out the duties prescribed to him and also to maintain all the registers prescribed.

(3) The Staff of the Home/Centre shall attend duties during the timings prescribed by the District Advisory Committee and the in-charge of the Home shall also visit during nights and satisfy himself/herself that every thing is in order and that the night duty watch man ward persons are alert.

(4) He / She shall maintain a diary of work attended to by him/her daily.

(5) All complaints of the inmates shall be recorded by him/her in a Register of complaints and he/she will either redress any genuine grievance himself/herself or submit a report on it to the Deputy Director, Social Welfare in order to submit to the District Advisory Committee.

(6) The daily attendance of the Beggars at each Home/Centre shall be exhibited on a notice board.

17. DAILY ROUTINE AND DISCIPLINE:

(1) All inmates except the sick shall rise at 6.a.m. and get into bed at 9 p.m. every day. The several hours shall be announced by ringing a bell.

(2) Rolls shall be called twice daily by the Warden on duty at 11 a.m. and 4.30 p.m.

(3) Inmates shall behave in an orderly manner and be respectful to the authorities and visitors to the Home/Centre.

(4) The inmates shall not gamble, sing, make any loud noise, quarrel, use threatening or abusive language or cause intentional annoyance to other inmates or cause intentional annoyance to any member of the establishment.

(5) No inmates shall bring or cause to be brought into the Home/Centre or make use of tobacco, spirits or luxuries of other description except when permitted by the person in charge on medical grounds.

(6) No inmates shall cause damage or injury to the officer-in-charge, Warden and other persons having authority to exercise control over the inmates.

(7) The inmates shall not cause damage or injury to the property of the Home/Centre.

(8) The inmates shall obey the lawful orders of the officer-in-charge/Warden and other persons having authority to exercise control over the inmates.

18. PUNISHMENTS:

The Officer-in-charge may award any of the following punishments for breach of any of the rule or for insubordination or misbehavior:

(1) Formal warning;

(2) Forfeiture of privileges such as permission to go out or receive visits for a period not exceeding three months.

(3) Reduction in number of quantity of meals;

(4) Imposition of extra work;

19. DISCHARGE AND PERMISSION:

(1) A Beggar may obtain an order of discharge from the Magistrate or permission to go out for short periods from the officer-in-charge on being able to show to their satisfaction that he will lead a normal life and not resort to begging if is charged or permitted.

(2) A Beggar may be discharged at any time if any interested relative or friend undertakes to take care of him and not to allow him to beg and executes a surety bond to that effect to the satisfaction of the Court.

(3) All cases, of discharge or permission shall be listed from time to time and submitted to the District Advisory Committee for information.

(4) On the day of discharge or permission, the state of health and weight of the inmate concerned shall be recorded by the Medical Officer in the History Report. The belongings of the inmate shall be handed over to him under his signature or thumb impression.

Chapter-IX

20. ARREST AND PROSECUTION:

Any police Officer or such other Officer as may be authorized by the Government in this behalf shall usually act under the instructions of the Officers-

In-Charge of the Home/Centre in performing the duties under the provisions of the Act.

The duties include the following:

- (1) Arresting persons found begging (Section 3(1) and (2), 4(1) and 10 of the Act) and removing them to the nearest Receiving Centre.
- (2) Producing such persons before the nearest Magistrate having jurisdiction as often as may be necessary (Sections 4(2) of the Act) after the Officer-In-Charge of the receiving Centre has enquired into their cases.
- (3) Removing beggars from the Home/Centre to the other Home/Centre under the orders of the Receiving Officer.
- (4) Re-arresting beggars who abscond without an order of discharge or permission or resort to begging after obtaining such an order or permission and producing them before the Magistrate (Section 22(2) and 27(2) of the Act)
- (5) Arrest of abettors and their prosecution before a Court of law (Section 27 of the Act)
- (6) Removing Beggars to the jail when sentences of imprisonment is passed in cases under section 19 of the Act.
- (7) Aiding enquiries by the receiving officer as ordered by the Magistrate, by tracing the relatives and properties of Beggars and by ascertaining the solvency or otherwise of sureties offered (Section 9(2) (a) of the Act).
- (8) Attending to other duties when directed by the Chairman in this behalf.

Chapter-X

21. MISCELLANEOUS

- (1) A child below 7 years of age in the care of its mother who is committed to the Home/Relief Centre may also be permitted to remain with her if it cannot be placed with any relative or otherwise provided for. If any question arises as to whether a child is below 7 years of age or not, it shall be determined by the Officer-In-Charge.
- (2) A child born after the committal of its mother may remain with her.
- (3) Arrangements shall be made to maintain and train all children above 7 years and below 12 years of age either in the Home/Relief Centre or outside when any relative or other trustworthy person is forthcoming.
- (4) If any Religious or Charitable Body or individual offers on festival occasions, small luxuries in the shape of fruits and sweetmeals, they may be received by the Officer-In-Charge in his discretion and distributed to well behaved Inmates. If cash is received, fruits and sweets shall be purchased and distributed.
- (5) Any relation of any inmate may be permitted to visit him by the Officer-In-Charge. Such visits shall be once in 15 days and shall not exceed 30 minutes in duration. In case of grave illness more frequent visits may be allowed by the person in-charge at his discretion.
- (6) Daily prayers may be arranged according to the faith and persuasion of the Inmates. Arrangements shall also be made to give simple moral instructions once in a week to all inmates.

(7) The rules, regulating the working of the Home/Relief Centre run by the Government/Non Governmental Organisations (NGOs) shall be adopted by Local Advisory Committee with such changes as are considered necessary.

(8) Beggars may be transferred from one Home/Centre to another Home/Centre under the orders of the Chairman of the District Advisory Committee.

3. This order issues with the concurrence of Finance Department, vide their U.O.No.13918/415/A1/ESW/2009, Dated.10-3-2010.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY,
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Commissioner of Printing, Stationery and Stores Purchase,
AP, Hyderabad.

(for publication in the extraordinary gazette and supply 800 copies to this Department)

The Commissioner of Social Welfare, A.P. Hyderabad.

The Director General of Police, AP, Hyderabad.

The MA & UD/PR & RD/Women Development Child Welfare and Disabled Welfare/Home / Finance / HM & FW Department.

All District Collectors through Commissioner of Social Welfare, AP, Hyderabad.

The Law (J) Department.

Copy to:-

The P.S. to Spl. Secy., to Chief Minister.

The P.S. to M (SW).

The P.S. to Chief Secretary to Government.

The P.S. to Prl.Secy., (SW), Social Welfare Dept.

Sf/Sc

//FORWARDED::BY ORDER//

SECTION OFFICER